

UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. MBHB02,325-A (400/047))

RADEN	AAN			
IN THE APP	LICATION OF:)		
)		
Pav	co et al.)		
Serial No.	10/712,633)	Examiner:	To Be Assigned
Filed:	November 13, 2003)	Group Art Unit:	1635
Title	Nucleic Acid Based Female Reproductive Conditions)	Confirmation No.:	6362

TRANSMITTAL LETTER

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application,

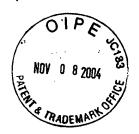
- 1. We are transmitting herewith the attached:
 - a) 1st Supplemental IDS (with 3 cited reference);
 - b) PTO Form 1449;
 - c) Return postcard
- 2. With respect to fees:
 - a) It is believed no fee is due at this time.
- 3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
- 4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Mail Stop Amendment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November ______, 2004.

Date: November 5, 2004

Lisa M.W. Hillman

Registration No. 43,673





UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. MBHB02,325-A (400/047))

IN THE AP	PLICATION OF:)		
Pa	vco et al.)		
Serial No.	10/712,633)	Examiner:	To Be Assigned
Filed:	November 13, 2003)	Group Art Unit:	1635
Title	Nucleic Acid Based Modulation Of Female Reproductive Diseases And Conditions)	Confirmation No.:	6362

1st SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure provided by 37 C.F.R. §1.56 and §§1.97-1.99, the applicants wish to make the following references of record in the above-identified application. The cited European search report was issued in the corresponding European application. One reference cited within the European search report is of record in this application. In accordance with Rule 37 CFR §1.98(d), only copies of references not previously cited and submitted to the Patent and Trademark Office are enclosed for the convenience of the Examiner (document numbers marked with "*" are not enclosed). Copies are also listed in the PTO-1449 form enclosed herewith. It is requested that the documents be given careful consideration and that

they be cited of record in the prosecution history of the present application so that

they will appear on the face of the patent issuing from the present application.

In the judgment of the undersigned, portions of the listed references may be

material to the Examiner's consideration of the presently pending claims. This

statement is not a representation that the cited references have effective dates early

enough to be "prior art" within the meaning of 35 U.S.C. §§102 or 103.

Applicants do not believe any fee is due with this submission. If this belief is in

error and the Patent Office determines that the fee prescribed in the relevant portion

of 37 C.F.R. §1.97 is applicable, the undersigned attorney by his signature hereby

authorizes any such fee to be debited from Deposit Account 13-2490.

CITED REFERENCES

FOREIGN PATENTS

* Payco et al., International Publication No. WO 97/15662 published May 1, 1997.

1. McSwiggen et al., International Publication No. WO 03/070910 published August

28, 2003.

OTHER DOCUMENTS

2. European Search Report from EP 02752028 mailed October 8, 2004.

3. Parrish, "Functional Anatomy of a dsRNA Trigger: Differential Requirement for the

Two Trigger Strands in RNA Interference," Molecular Cell 6:1077-1087 (2000).

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* McLaren, "Vascular Endothelial Growth Factor and Endometriotic Angiogenesis,"

Human Reproduction Update 6:45-55 (2000).

* Elbashir et al., "Duplexes of 21-nucleotide RNAs mediate RNA interference in

cultured mammalian cells," Nature 411:494-498 (2001).

In accordance with MPEP Sections 609 and 707.05(b), it is requested the

document cited (including any cited in applicant's specification which is not repeated on

the attached Form PTO-1449) be given thorough consideration and that it be cited of

record in the prosecution history of the present application by initialing on Form PTO-

1449. Such initialing is requested even if the Examiner does not consider a cited

document to be sufficiently pertinent to use in a rejection, or otherwise does not

consider it to be prior art for any reason, or even if the Examiner does not believe that

the guidelines for citation have been fully complied with. This is requested so that each

document becomes listed on the face of the patent issuing on the present application.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Date: November . 2004

Jy. // iso M M Will

Registration No. 43,673

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Fax: (312) 913-0002

FORM PTO-1449 (Rev. 2-32)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No.	Serial No.	
(NGV. 2-32)	ratent and mademark emice	MBHB02-325-A (400/047)	10/712,633	
	INFORMATION DISCLOSURE ENT BY APPLICANT			
(Use severa	al sheets if necessary)			
UNI 0 8 2004 E		Applicant: Pavco et al.		
MOV O 8 2004 E		Filing Date: November 13, 2003	Group: 1635	

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
*	WO 97/15662	05/01/97	WO (Pavco et al.)				
1.	WO 03/070910	08/28/03	WO (McSwiggen et al.)				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc).

2.	European Search Report from EP 02752028 mailed October 8, 2004
3.	Parrish, "Functional Anatomy of a dsRNA Trigger: Differential Requirement for the Two Trigger Strands in RNA Interference," Molecular Cell 6:1077-1087 (2000)
*	McLaren, "Vascular Endothelial Growth Factor and Endometriotic Angiogenesis," <u>Human</u> Reproduction Update 6:45-55 (2000)
*	Elbashir et al., "Duplexes of 21-nucleotide RNAs mediate RNA interference in cultured mammalian cells," <i>Nature</i> 411:494-498 (2001)

EXAMINER		DATE CONSIDERED	

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.